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Atty. Docket No.: 1322.0040C

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#2

In re the PATENT application of

Durward I. Faries, Jr. et al.

Serial No.: 10/016,128

Filed: December 17, 2001

For: Method and Apparatus for Heating Solutions Within Intravenous Lines  
to Desired Temperatures During Infusion

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

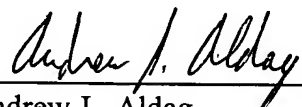
Pursuant to the duty imposed by 37 C.F.R. §1.56 to disclose information which may be material to patentability of the above-identified patent application, the Examiner's attention is directed to the documents listed on the enclosed Information Disclosure Citation Form PTO-1449. Copies of the documents listed thereon are enclosed herewith.

Since this Information Disclosure Statement is being filed in compliance with 37 C.F.R. §1.97(b), within three (3) months of the filing date of the above-identified application and/or prior to the mailing date of a first Office Action on the merits, no fee is required in connection with its filing. However, the Commissioner is hereby authorized to charge payment of any fees required for the above-identified application or credit any overpayment to Deposit Account No. 05-0460.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not

waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Respectfully submitted,

  
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Andrew J. Aldag  
Registration No. 40,483

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Hand-delivered: February 7, 2002

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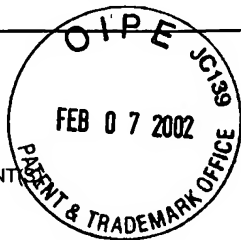
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|                      |  | 4,613,327          | 09/23/86 | Tegrarian et al |       |          |                               |
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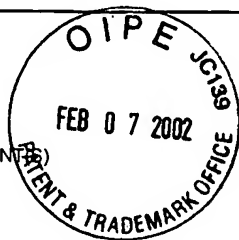
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|                      |  | 4,878,537          | 11/07/89 | Verkaart              |       |          |                               |
|                      |  | 4,900,308          | 02/13/90 | Verkaart              |       |          |                               |
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|                      |  | 5,075,167          | 12/24/91 | Yamauchi et al        |       |          |                               |
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|                      |  | 5,205,820          | 08/27/93 | Kriesel          |       |          |                               |
|                      |  | 5,232,439          | 08/03/93 | Campbell et al   |       |          |                               |
|                      |  | 5,279,558          | 01/18/94 | Kriesel          |       |          |                               |
|                      |  | 5,408,577          | 04/18/95 | Weber, Jr. et al |       |          |                               |
|                      |  | 5,330,431          | 07/19/94 | Herskowitz       |       |          |                               |
|                      |  | 5,342,313          | 08/30/94 | Campbell et al   |       |          |                               |
|                      |  | 5,318,540          | 06/07/94 | Athayde et al    |       |          |                               |
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|                      |  | 5,681,284          | 10/28/97 | Herskowitz       |       |          |                               |
|                      |  | 5,733,263          | 03/31/98 | Wheatman         |       |          |                               |
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|                      |  | 4,490,884          | 01/01/85 | Vickers          |       |          |                               |
|                      |  | 5,512,043          | 04/30/96 | Verkaart         |       |          |                               |
|                      |  | 5,538,399          | 07/23/96 | Johnson          |       |          |                               |
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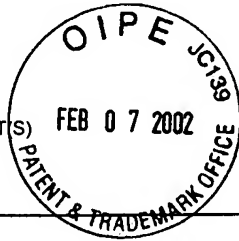
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|                      |  | 5,658,250          | 08/19/97 | Blomquist et al |       |          |                               |
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|                      |  | 5,669,877          | 09/23/97 | Blomquist       |       |          |                               |
|                      |  | 5,695,473          | 12/09/97 | Olsen           |       |          |                               |
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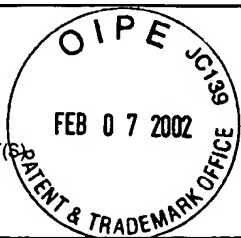
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|                      |  | 5,531,697          | 07/02/96 | Olsen et al   |       |          |                               |
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|                      |  | 5,485,408          | 01/16/96 | Blomquist     |       |          |                               |
|                      |  | 5,389,078          | 02/14/95 | Zalesky et al |       |          |                               |
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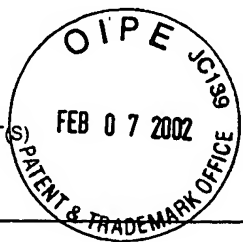
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|                      |  | 6,174,300          | 01/16/01 | Kriesel et al |       |          |                               |
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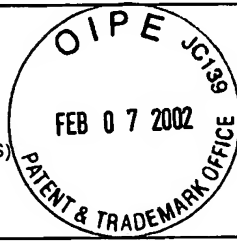
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|                      |  | 5,474,538          | 12/12/95 | Stihler et al |       |          |                               |
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|                      |  | 6,139,528          | 10/31/00 | Kistner et al |       |          |                               |

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ATTY DOCKET NO. 1322.0040C

SERIAL NO. 10/016,128

APPLICANT : Dunward Faries Jr. et al.

FILING DATE : December 17, 2001

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|                      |  | 6,142,974          | 11/07/00 | Kristher et al  |       |          |                               |
|                      |  | 6,146,359          | 11/14/00 | Carr et al      |       |          |                               |
|                      |  | 5,713,864          | 02/03/98 | Verkaart        |       |          |                               |
|                      |  | 5,807,332          | 09/15/98 | Augustine et al |       |          |                               |
|                      |  | 6,261,261          | 07/17/01 | Gordon          |       |          |                               |
|                      |  | 5,876,370          | 03/02/99 | Blomquist       |       |          |                               |
|                      |  | 5,928,196          | 07/27/99 | Johnson et al   |       |          |                               |
|                      |  | 5,935,099          | 08/10/99 | Peterson et al  |       |          |                               |
|                      |  | 5,935,106          | 08/10/88 | Olsen           |       |          |                               |
|                      |  | 5,954,485          | 09/21/99 | Johnson et al   |       |          |                               |

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|                      |  | 5,961,700          | 10/05/99 | Oliver         |       |          |                               |
|                      |  | 6,024,539          | 02/15/00 | Blomquist      |       |          |                               |
|                      |  | 6,035,102          | 03/07/00 | Bakke          |       |          |                               |
|                      |  | 5,169,389          | 12/08/92 | Kriesel        |       |          |                               |
|                      |  | 5,411,480          | 05/02/95 | Kriesel        |       |          |                               |
|                      |  | 5,564,915          | 10/15/96 | Johnson        |       |          |                               |
|                      |  | 3,526,134          | 09/01/70 | Schaus         |       |          |                               |
|                      |  | 5,829,880          | 11/03/98 | Diedrich       |       |          |                               |
|                      |  | 4,138,890          | 02/13/79 | Brown          |       |          |                               |
|                      |  | 3,845,661          | 11/05/74 | Hollweck et al |       |          |                               |
|                      |  |                    |          |                |       |          |                               |

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|                      |  | 522,866            | 07/10/1894 | Weinhagen et al. |       |          |                               |
|                      |  | 558,979            | 04/28/1896 | Noble            |       |          |                               |
|                      |  | 675,647            | 06/04/1901 | Andersen et al.  |       |          |                               |
|                      |  | 785,524            | 03/21/1905 | Shea             |       |          |                               |
|                      |  | 803,352            | 10/31/1905 | Meyer            |       |          |                               |
|                      |  | 1,062,111          | 05/20/1913 | Nylander         |       |          |                               |
|                      |  | 1,092,643          | 04/07/1914 | Goolsby          |       |          |                               |
|                      |  | 1,110,919          | 09/15/1914 | Gamble           |       |          |                               |
|                      |  | 1,223,274          | 04/17/1917 | Hallock          |       |          |                               |
|                      |  | 1,390,500          | 09/13/1921 | Christian        |       |          |                               |
|                      |  | 1,493,450          | 05/06/1924 | Richardson       |       |          |                               |
|                      |  | 1,726,212          | 08/27/1929 | Bucky            |       |          |                               |

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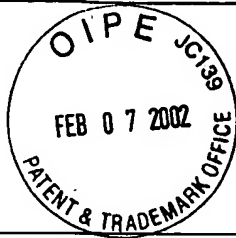
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|                      |  | 1,770,832          | 07/15/1930 | Bass      |       |          |                               |
|                      |  | 1,794,215          | 02/24/1931 | Titus     |       |          |                               |
|                      |  | 1,838,026          | 12/22/1931 | Williams  |       |          |                               |
|                      |  | 1,847,954          | 03/01/1932 | Fisher    |       |          |                               |
|                      |  | 1,960,417          | 05/29/1934 | Pain, Jr. |       |          |                               |
|                      |  | 1,982,213          | 11/27/1934 | Hopkins   |       |          |                               |
|                      |  | 1,987,119          | 01/08/1935 | Long      |       |          |                               |
|                      |  | 1,995,302          | 03/26/1935 | Goldstein |       |          |                               |
|                      |  | 2,063,902          | 12/15/1936 | Beasley   |       |          |                               |
|                      |  | 2,087,586          | 07/20/1937 | Tishman   |       |          |                               |
|                      |  | 2,124,293          | 07/19/1938 | Goldstein |       |          |                               |
|                      |  | 2,204,764          | 06/18/1940 | Mayo      |       |          |                               |

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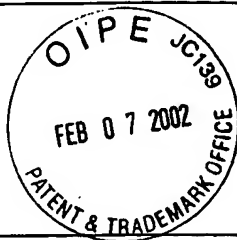
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|                      |  | 3,651,695          | 03/28/1972 | Brown          |       |          |                               |
|                      |  | 3,908,652          | 09/30/1975 | Weissinger     |       |          |                               |
|                      |  | 4,038,519          | 07/26/1977 | Foucras        |       |          |                               |
|                      |  | 4,090,514          | 05/23/1978 | Hinck et al.   |       |          |                               |
|                      |  | 4,309,592          | 01/05/1982 | Le Boeuf       |       |          |                               |
|                      |  | 4,375,813          | 03/08/1983 | Hessel         |       |          |                               |
|                      |  | 4,384,578          | 05/24/1983 | Winkler        |       |          |                               |
|                      |  | 4,464,563          | 08/07/1984 | Jewett         |       |          |                               |
|                      |  | 4,495,402          | 01/22/1985 | Burdick et al. |       |          |                               |
|                      |  | 4,523,078          | 06/11/1985 | Lehmann        |       |          |                               |
|                      |  | 4,532,414          | 07/30/1985 | Shah et al.    |       |          |                               |
|                      |  | 4,551,136          | 11/05/1985 | Mandl          |       |          |                               |

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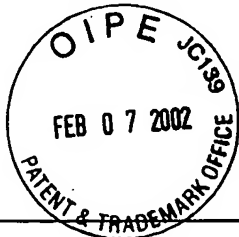
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|                      |  | 2,254,994          | 09/02/1941 | Butland          |       |          |                               |
|                      |  | 2,470,481          | 05/17/1949 | Freeman          |       |          |                               |
|                      |  | 2,910,981          | 11/03/1959 | Wilson et al.    |       |          |                               |
|                      |  | 3,140,716          | 07/14/1964 | Harrison et al.  |       |          |                               |
|                      |  | 3,247,851          | 04/26/1966 | Seibert          |       |          |                               |
|                      |  | 3,370,153          | 02/20/1968 | Du Fresne et al. |       |          |                               |
|                      |  | 3,475,590          | 10/28/1969 | Pins             |       |          |                               |
|                      |  | 3,485,245          | 12/23/1969 | Lahr et al.      |       |          |                               |
|                      |  | 3,551,641          | 12/29/1970 | Truhan           |       |          |                               |
|                      |  | 3,590,215          | 06/29/1971 | Anderson et al.  |       |          |                               |
|                      |  | 3,612,059          | 10/12/1971 | Ersek            |       |          |                               |
|                      |  | 3,614,385          | 10/19/1971 | Horstmann        |       |          |                               |

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|                      |  | 4,651,813          | 03/24/1987 | Witt et al.      |       |          |                               |
|                      |  | 4,657,004          | 04/14/1987 | Coffey           |       |          |                               |
|                      |  | 4,678,460          | 07/07/1987 | Rosner           |       |          |                               |
|                      |  | 4,682,979          | 07/28/1987 | Girouard         |       |          |                               |
|                      |  | 4,707,587          | 11/17/1987 | Greenblatt       |       |          |                               |
|                      |  | 4,735,609          | 04/05/1988 | Comeau et al.    |       |          |                               |
|                      |  | 4,745,248          | 05/17/1988 | Hayes            |       |          |                               |
|                      |  | 4,756,299          | 07/12/1988 | Podella          |       |          |                               |
|                      |  | 4,801,777          | 01/31/1989 | Auerbach         |       |          |                               |
|                      |  | 4,844,074          | 07/04/1989 | Kurucz           |       |          |                               |
|                      |  | 4,859,360          | 08/22/1989 | Suzuki et al.    |       |          |                               |
|                      |  | 4,874,033          | 10/17/1989 | Chatelain et al. |       |          |                               |

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|                      |  | 4,906,816          | 03/06/1990 | van Leerdam           |       |          |                               |
|                      |  | 4,934,336          | 06/19/1990 | White                 |       |          |                               |
|                      |  | 5,013,889          | 05/07/1991 | Bakke                 |       |          |                               |
|                      |  | 5,042,455          | 08/27/1991 | Yue et al.            |       |          |                               |
|                      |  | 5,059,182          | 10/22/1991 | Laing                 |       |          |                               |
|                      |  | 5,061,241          | 10/29/1991 | Stephens, Jr., et al. |       |          |                               |
|                      |  | 5,081,697          | 01/14/1992 | Manella               |       |          |                               |
|                      |  | 5,106,373          | 04/21/1992 | Augustine et al.      |       |          |                               |
|                      |  | 5,108,372          | 04/28/1992 | Swenson               |       |          |                               |
|                      |  | 5,125,069          | 06/23/1992 | O'Boyle               |       |          |                               |
|                      |  | 5,125,900          | 06/30/1992 | Teves                 |       |          |                               |
|                      |  | 5,129,033          | 07/07/1992 | Ferrara et al.        |       |          |                               |

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|                      | 5,184,613          | 02/09/1993 | Mintz               |       |          |                               |
|                      | 5,195,976          | 03/23/1993 | Swenson             |       |          |                               |
|                      | 5,211,631          | 05/18/1993 | Sheaff              |       |          |                               |
|                      | 5,241,951          | 09/07/1993 | Mason et al.        |       |          |                               |
|                      | 5,243,833          | 09/14/1993 | Coelho et al.       |       |          |                               |
|                      | 5,245,693          | 09/14/1993 | Ford et al.         |       |          |                               |
|                      | 5,250,032          | 10/05/1993 | Carter, Jr., et al. |       |          |                               |
|                      | 5,254,094          | 10/19/1993 | Starkey et al.      |       |          |                               |
|                      | 5,261,411          | 11/16/1993 | Hughes              |       |          |                               |
|                      | 5,261,875          | 11/16/1993 | Spears et al.       |       |          |                               |
|                      | 5,263,929          | 11/23/1993 | Falcone et al.      |       |          |                               |
|                      | 5,279,598          | 01/18/1994 | Sheaff              |       |          |                               |

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Date Submitted to PTO:



ATTY DOCKET NO. 1322.0040C

SERIAL NO. 10/016,128

APPLICANT: Durward Faries, Jr., et al.

FILING DATE : December 17, 2001

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## U.S. PATENT DOCUMENTS

| *EXAMINER<br>INITIAL | DOCUMENT<br>NUMBER | DATE       | NAME                | CLASS | SUBCLASS | FILING DATE IF<br>APPROPRIATE |
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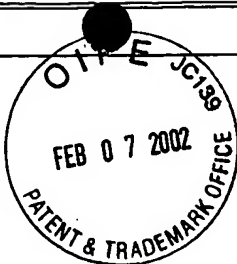
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